Intarcia Dkt No. ALD 046.10 USSN: 10/815,169

**PATENT** 

## AMENDMENTS TO THE CLAIMS

## (including a complete listing of the claims)

- 1. (Currently Amended) An osmotic delivery device comprising:
- a reservoir having at least one drug delivery orifice;
- an osmotic composition contained within the reservoir;
- a drug formulation contained within the reservoir;
- a movable piston disposed within the reservoir between the osmotic composition and the drug formulation; and

a preloaded membrane comprising a semipermeable material and <u>an organic</u> liquid filler material contained within the semipermeable material, wherein the preloaded membrane is configured to allow a fluid to pass from an environment surrounding the reservoir into the osmotic composition.

## 2. (Canceled)

- 3. (Original) The osmotic delivery device of claim 1, further comprising a second filler material distributed around the osmotic composition within the reservoir.
- 4. (Currently Amended) The osmotic delivery device of claim 3, wherein the second filler material comprises a composition that is substantially the same as a composition of the <u>organic</u> liquid filler material of the preloaded membrane.
- 5. (Currently Amended) The osmotic delivery device of claim 3, wherein the semipermeable material of the preloaded membrane contains a sufficient amount of the <u>organic</u> liquid filler material such that the osmotic delivery device is configured to exhibit an average start-up time that is at least 10% less than the start-up time of an osmotic delivery device without a preloaded membrane.
- 6. (Currently Amended) The osmotic delivery device of claim 5, wherein the semipermeable material of the preloaded membrane contains a sufficient amount of the <u>organic</u> liquid filler material such that the osmotic delivery device is configured to exhibit an

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average start-up time that is at least 25% less than the start-up time of an osmotic delivery device without a preloaded membrane.

- 7. (Currently Amended) The osmotic delivery device of claim 6, wherein the semipermeable material of the preloaded membrane contains a sufficient amount of the <u>organic</u> liquid filler material such that the osmotic delivery device is configured to exhibit an average start-up time that is at least 50% less than the start-up time of an osmotic delivery device without a preloaded membrane.
- 8. (Currently Amended) The osmotic delivery device of claim 1, wherein the semipermeable material of the preloaded membrane contains a sufficient amount of the <u>organic</u> liquid filler material such that the osmotic delivery device is configured to exhibit an average start-up time that is at least less than 3% of a desired duration of drug delivery for the osmotic delivery device.
- 9. (Currently Amended) The osmotic delivery device of claim 8, wherein the semipermeable material of the preloaded membrane contains a sufficient amount of the <u>organic</u> liquid filler material such that the osmotic delivery device is configured to exhibit an average start-up time that is at least less than 2% of a desired duration of drug delivery for the osmotic delivery device.
- 10. (Currently Amended) The osmotic delivery device of claim 9, wherein the semipermeable material of the preloaded membrane contains a sufficient amount of the <u>organic</u> liquid filler material such that the osmotic delivery device is configured to exhibit an average start-up time that is at least less than 1% of a desired duration of drug delivery for the osmotic delivery device.
- 11. (Currently Amended) The osmotic delivery device of claim 1, wherein the semipermeable material of the preloaded membrane is saturated with the <u>organic</u> liquid filler material.
  - 12. (Currently Amended) The osmotic delivery device of claim 1, wherein the

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organic liquid filler material comprises at least one of a polyethylene glycol, a propylene glycol, or a dimethyl sulfoxide, and an organic liquid.

- 13. (Currently Amended) The osmotic delivery device of claim 1, wherein the organic liquid filler material comprises at least two different organic liquid filler materials.
- 14. (Original) The osmotic delivery device of claim 1, wherein the preloaded membrane comprises a plug that is positioned within an opening in the reservoir.
  - 15. (Currently Amended) An osmotic delivery device comprising:
  - a reservoir having at least one drug delivery orifice;
  - an osmotic composition contained within the reservoir;
  - a drug formulation contained within the reservoir;
- a movable piston disposed within the reservoir between the osmotic composition and the drug formulation; and

a preloaded membrane comprising a semipermeable material and aan organic liquid filler material contained within the semipermeable material, wherein the preloaded membrane is configured as a plug that is positioned within an opening in the reservoir adjacent the osmotic composition, and wherein the organic liquid filler material comprises at least one of a polyethylene glycol, a propylene glycol, or a dimethyl sulfoxide, and an organic liquid.

16. (Withdrawn-Currently Amended) A method of reducing the delivery start-up time of an osmotic delivery device comprising:

providing a reservoir having first and second ends; having at least one drug delivery orifice:

disposing a movable piston within the reservoir, wherein the piston defines first and second chambers within the reservoir;

disposing an osmotic composition within the <u>first chamber of the</u> reservoir; disposing a drug formulation within the reservoir;

preloading a membrane comprising a semipermeable material with an organic liquid filler material; and

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associating the membrane with the <u>first end of the</u> reservoir such that the membrane is configured to allow a fluid to pass from an environment surrounding the reservoir into the osmotic composition;

disposing a drug formulation within the second chamber of the reservoir; and associating an outlet plug comprising a delivery orifice with the second end of the reservoir.

## 17. (Canceled)

- 18. (Withdrawn) The method of claim 16, further comprising distributing a second filler material around the osmotic composition within the reservoir.
- 19. (Withdrawn-Currently Amended) The method of claim 18, further comprising selecting the second filler material to comprise a composition that is substantially the same as a composition of the <u>organic</u> liquid filler material of the membrane.
- 20. (Withdrawn-Currently Amended) The method of claim 18, wherein preloading the membrane comprises exposing the semipermeable material of the membrane to conditions that allow adsorption of a sufficient amount of the <u>organic</u> liquid filler material to reduce the average start-up time of the osmotic delivery device at least 10% relative to an osmotic delivery device wherein the membrane has not been preloaded.
- 21. (Withdrawn-Currently Amended) The method of claim 20, wherein preloading the membrane comprises exposing the semipermeable material of the membrane to conditions that allow adsorption of a sufficient amount of the <u>organic</u> liquid filler material to reduce the average start-up time of the osmotic delivery device at least 25% relative to an osmotic delivery device wherein the membrane has not been preloaded.
- 22. (Withdrawn-Currently Amended) The method of claim 21, wherein preloading the membrane comprises exposing the semipermeable material of the membrane to conditions that allow adsorption of a sufficient amount of the <u>organic</u> liquid filler material to reduce the average start-up time of the osmotic delivery device at least 50% relative to an

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osmotic delivery device wherein the membrane has not been preloaded.

23. (Withdrawn-Currently Amended) The method of claim 16, wherein preloading

the membrane comprises preloading the semipermeable material of the membrane with an

amount of <u>organic</u> liquid filler material sufficient to provide and average start-up time that is

at least less than 3% than a desired duration of drug delivery for the osmotic delivery device.

24. (Withdrawn-Currently Amended) The method of claim 23, wherein preloading

the membrane comprises preloading the semipermeable material of the membrane with an

amount of <u>organic</u> liquid filler material sufficient to provide and average start-up time that is

at least less than 2% than a desired duration of drug delivery for the osmotic delivery device.

25. (Withdrawn-Currently Amended) The method of claim 24, wherein preloading

the membrane comprises preloading the semipermeable material of the membrane with an

amount of <u>organic</u> liquid filler material sufficient to provide and average start-up time that is

at least less than 1% than a desired duration of drug delivery for the osmotic delivery device.

26. (Withdrawn-Currently Amended) The method of claim 16, wherein preloading

the membrane comprises saturating the semipermeable material of the membrane with the

organic liquid filler material.

27. (Withdrawn-Currently Amended) The method of claim 16, further comprising

selecting the <u>organic</u> liquid filler material to comprise at least one of a polyethylene glycol, a

propylene glycol, <u>or</u> a dimethyl sulfoxide, <del>and an organic liquid</del>.

28. (Withdrawn-Currently Amended) The method of claim 16, wherein preloading

the membrane comprises preloading the membrane with at least two different organic liquid

filler materials.

29. (Withdrawn-Currently Amended) The method of claim 16, wherein associating

the membrane with the reservoir comprises inserting the membrane into an opening within at

the first end of the reservoir.

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30. (Withdrawn-Currently Amended) The method of claim 16, further comprising preloading the membrane with the <u>organic liquid filler</u> material prior to associating the

membrane with the reservoir.

31. (Withdrawn-Currently Amended) The method of claim 16, wherein preloading

the membrane with the organic liquid filler material comprises immersing at least a portion

of the semipermeable material of the membrane in an amount of the <u>organic</u> liquid filler

material.

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